

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 13 1993

Returned to applicant for correction MAY 14 1993

Corrected application filed JUN 25 1993 Map filed JUL 13 1993

The applicant John H. Sheldon & Bernice W. Sheldon, Co-Trustees of the Sheldon Family Trust

7175 San Antonio Ranch Road of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89704 hereby make \$ application for permission to change the
State and Zip Code No.

Point of Diversion, Manner and Place of Use of a Portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 50071, Certificate 12436
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is Musgrove Creek & Tributaries
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.029 c.f.s. (not to exceed 5 acre-feet annually)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation and Stockwater
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE 1/4 SW 1/4 Section 22, T.16N., R.19E.,
Describe as being within a 40-acre subdivision of public survey and by course and

M.D.B.&M., or at a point from which the S. 1/4 corner of said Section 22 bears S.
distance to a section corner. If on unsurveyed land, it should be stated.

25° 42' 00" E., a distance of 2462.24 feet.

6. The existing permitted point of diversion is located within SW 1/4 NW 1/4 Section 27, T.16N., R.19E.,
If point of diversion is not changed, do not answer.

M.D.B.&M., or at a point which the NW corner of said Section 27 bears N. 14°

54' 16" W., a distance of 1825.00 feet.

7. Proposed place of use Portion of the NE 1/4 SW 1/4 Section 22, T.16N., R.19E., M.D.B.&M.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

otherwise described as Washoe County APN 55-190-11.

8. Existing place of use Refer to Exhibit "A"
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from As Decreed to of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

specifications of your diversion or storage works.) Concrete headgate and pond to impound water.
State manner in which water is to be diverted, i.e. diversion structure.

pump and pipeline distribution system to proposed Place of Use.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$10,000.00

13. Estimated time required to construct works 2 Years

14. Estimated time required to complete the application of water to beneficial use..... 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Refer to Exhibit "B"

Compared bc/bc ab/vw

Protested

By s/Greg M. Bilyeu
Thiel Winchell & Associates
34 Lakes Boulevard
Dayton, Nevada 89403

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of Musgrove Creek and Tributaries as heretofore granted under Permit 50071, Certificate 12436 is issued subject to the terms and conditions imposed in said Permit 50071, Certificate 12436 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 58722, 58723, 58725 and 58960 shall not exceed 5.0 acre-feet annually and is limited to 1.25 acres within the described place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.029 cubic feet per second, but not to exceed 5.0 acre-feet as decreed, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before June 22, 1995
Proof of completion of work shall be filed before July 22, 1995
Application of water to beneficial use shall be made on or before June 22, 1998
Proof of the application of water to beneficial use shall be filed on or before July 22, 1998
Map in support of proof of beneficial use shall be filed on or before July 22, 1998

Completion of work filed AUG 21 1995
Proof of beneficial use filed OCT 27 1998
Cultural map filed OCT 27 1998
Certificate No. 15099 Issued JAN 05 1999

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 22nd day of June
A.D. 19 94
R. Michael Turnipseed P.E.
State Engineer

EXHIBIT "A"**EXISTING PLACE OF USE, PERMIT 50071, CERTIFICATE 12436**

32.5 Acres	NE 1/4 NE 1/4	Section 22, T.16N., R.19E., M.D.B. & M.
15.0 Acres	NW 1/4 NE 1/4	Section 22, T.16N., R.19E., M.D.B. & M.
18.0 Acres	SW 1/4 NE 1/4	Section 22, T.16N., R.19E., M.D.B. & M.
40.0 Acres	SE 1/4 NE 1/4	Section 22, T.16N., R.19E., M.D.B. & M.
34.0 Acres	NE 1/4 SE 1/4	Section 22, T.16N., R.19E., M.D.B. & M.
14.8 Acres	NW 1/4 SE 1/4	Section 22, T.16N., R.19E., M.D.B. & M.
32.0 Acres	NE 1/4 NE 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
33.5 Acres	NW 1/4 NE 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
35.0 Acres	NE 1/4 NW 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
36.0 Acres	NW 1/4 NW 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
33.0 Acres	SW 1/4 NW 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
5.0 Acres	SE 1/4 NW 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
17.0 Acres	NE 1/4 SW 1/4	Section 23, T.16N., R.19E., M.D.B. & M.
<u>15.0 Acres</u>	NW 1/4 SW 1/4	Section 23, T.16N., R.19E., M.D.B. & M.

360.8 Acres

The portion of the Existing Place of Use to be stripped is 1.25 acres within the NE 1/4 SW 1/4 Section 23, T.16N., R.19E., M.D.B. & M. as shown on the supporting map.

EXHIBIT "B"

This application is to change the point of diversion, manner and place of use of a portion of Permit 50071, Certificate 12436. Utilize the Proof of Beneficial Use Map filed under Permit 50071 for the existing point of diversion and place of use. The total combined duty of this application, applications 58723, 58725 and application to change a portion of Permit 50072 is not to exceed 5.0 acre-feet annually.

